

**CRIMINAL DOCKET
UNITED STATES DISTRICT COURT**

D. C. Form No. 100A Rev.

TITLE OF CASE	ATTORNEYS
THE UNITED STATES <i>vs.</i> Jerry George Marshall	<i>For U. S.:</i> Hubert H. Bryant Assistant U. S. Attorney <i>For Defendant:</i> Ainslie Perrault, Jr. Law Building Tulsa, Okla. 74119 O.B. Graham <i>582-5024</i> 923 N. Greenwood, Tulsa

STATISTICAL RECORD	COSTS		DATE	NAME OR RECEIPT NO.	REC.	DISB.
J.S. 2 mailed <i>1-31-69</i>	Clerk					
J.S. 3 mailed <i>2-21-69</i>	Marshal					
Violation Postal	Docket fee					
Title 18						
Sec. 1708						

DATE	PROCEEDINGS
1-15-69	Record vote of the grand jury, filed in open Court. b
1-15-69	Indictment, filed in open Court. b
1-15-69	Pearsonal appearance bond of the defendant, in the sum of \$1,000.00, filed. b
1-15-69	Order specifying methods and conditions of release, filed. b
2-7-69	Petition for writ of habeas corpus ad prosequendum, filed. g
2-7-69	Order granting writ of habeas corpus ad prosequendum, filed. (Writ issued.)g
2-7-69	Defendant present and counsel heretofore withdrawn. At request of deft., court will appoint counsel and arraignment XXXXXX passed to Tuesday, 2-11-69 at 9:00 A.M. (FD-J)m
2-11-69	Defendant present in person and not represented, and defendant states that O.B. Graham is his attorney. It is ordered that the appearance and and release order are vacated and that new bond is fixed in the amount of \$3,000.00, cash or surety company and that the arraignment is stricken from this assignment. (FD-J) (LC-CSR) h
2-11-69	Defendant present and represented. Defendant arraigned, states that he has received a copy of the indictment, advised as to the charge and penalty and enters a plea of NOT GUILTY. Court orders that the

DATE	PROCEEDINGS
	case is set for Jury Trial on Monday, 3-10-69 at 9:30 A.M., and that the defendant is committed to the custody of the U.S. Marshal for delivery to the Sheriff of Tulsa County under the writ heretofore issued. (FD-J)h(LC-CSR)
2-13-69 3-10-69	Case set for Jury Trial on Monday, 3-10-69 at 9:30 A.M. (/FD-J)h Case called for trial. Deft. present and represented. Deft. advised as to charge and penalty, withdraws his plea of NOT GUILTY and enters a plea of GUILTY and it is accepted. Sentencing passed pending probation officer's report. (FD-J)(LC-CSR)b
3-14-69	Case set for sentencing at 12:00 noon, Friday 3-14-69. (FD-J)m
3-14-69	Defendant present and represented. Judgment and Sentence - Jerry George Marshall (Age 19) Eighteen (18) Months, to run consecutive to sentence deft. is now serving in Tulsa County Jail.
6-16-69	The U.S. Marshal to return deft. to state authorities. (FD-J)m Return on J&C filed. Executed by delivering defendant to Tulsa Co. Jail, Tulsa, Okla, on 5-30-69, and on June 13, 1969, delivering him to U. S. Federal Reformatory at El Reno, Oklahoma. ds

UNITED STATES COMMISSIONER

Northern DISTRICT OF Oklahoma

RECORD OF PROCEEDINGS IN CRIMINAL CASES

BEFORE Benjamin B. Ballenger 411 U. S. Court House, Tulsa, Okla.
(Name of commissioner) (Address)

COMMISSIONER'S
DOCKET No. 1 CASE No. 444
THE UNITED STATES
vs.

Jerry George Marshall

Complaint filed on Sept. 26, 1968, by R. I. Roethe
Official title Postal Inspector, charging violation of
United States Code, Title 18, Section 1708, on July 1,
1968, at Tulsa, Oklahoma in the
division of the Northern district of Oklahoma
as follows: unlawfully possess a letter containing
State of Oklahoma Public Welfare Commission check
No. 0019206, dated 7-1-68 in the amt. of \$175.00
payable to Sarah Lowery, which was stolen from an
auth. mail receptacle, knowing same to have been stol
en.
(Here insert brief summary of facts constituting offense charged)

WARRANTS OR SUMMONS ISSUED:

Date September 26, 1968 Warrant/Summons for Jerry George Marshall
(Name of defendant)
to (name and title of officer) the United States Marshal or any other authorized officer:
Substance of return arrested by deputy marshal, O'Neil L. Cobb, on Sept. 27, 1968.

Date Warrant/Summons for
to (name and title of officer)
Substance of return
FILED
17,037
SEP 30 1968
(Name of defendant)

PROCEEDINGS ON FIRST PRESENTATION OF ACCUSED TO COMMISSIONER:

Date Sept. 27, 1968 Arrested by O'Neil L. Cobb,
Deputy United States Marshal.
M. M. EWING
Clerk, U. S. District Court, Ballenger, U. S.
on warrant of Commissioner (Name of issuing officer)
without warrant.

Appearances { for United States Hubert H. Bryant, Asst. U. S. Atty.
(Name) (Address)
for accused Ainslie Perrault, Jr.,
(Name) (Address)

Proceedings taken Sept. 27, 1968 Accused presented and represented by his counsel,
(Here insert with dates, when appropriate, a serialim account of essential steps taken at hearing such as "complaint prepared,"

Ainslie Perrault, advised of the charge and his right for preliminary
If arrest is without warrant: "defendant informed of complaint and right to retain counsel and preliminary hearing": "preliminary examination waived,"
hearing, request preliminary and it is set on Monday, September 30, 1968
If that is the fact; any adjournments taken, etc.

at 9:00 A. M. Bond fixed in the amount of \$1,000.00 personal. Accused
released on personal bond, to appear for preliminary. Releas order issued.

Outcome Held for preliminary hearing.

Bail fixed Sept. 27, 1968 Amount, \$1,000.00 Bonded Sept. 27th, 1968, by cash
deposited by (name) Address
transmitted to clerk of district court, 19 [or] by surety
(name) Address
(name) Address, who
justified by affidavit dated, 19, [or] committed to
on, 19.

SUBPOENAS FOR WITNESSES ISSUED:

_____, 19____, for (name of witness)_____
at request of (name of party)_____
Substance of return_____
_____, 19____, for (name of witness)_____
at request of (name of party)_____
Substance of return_____
_____, 19____, for (name of witness)_____
at request of (name of party)_____
Substance of return_____

PRELIMINARY EXAMINATION:

(Not to be used if case was disposed of at first presentation)

Date September 30, 1968 Appearances for

{	United States	(Name)	<u>Hubert H. Bryant, Asst.</u>
		(Address)	<u>U. S. Atty.</u>
{	Accused	(Name)	<u>Ainslie Perrault, Jr.</u>
		(Address)	<u>500 Law Building, Tulsa</u>

WITNESSES FOR UNITED STATES: (List names and addresses)

WITNESSES FOR ACCUSED: (List names and addresses)

R. I. Roethe, _____
_____, _____
_____, _____

_____, _____
_____, _____
_____, _____

Witness payroll containing _____ names certified to United States Marshal for payment _____, 19____
Proceedings taken _____

R. I. Roethe, postal inspector, sworn and testified.

Accused, Jerry George Marshall, advised as to his constitutional rights to furnish witnesses or testify and declines.

Commissioner finds that there is probable cause to believe an offense has been committed and that the accused committed it. Accused permitted to remain on present bond.

Outcome Held for Court Action.

Bail fixed _____, 19____ Amount, \$____ Bonded _____, 19____, by cash
deposited by (name) _____ Address _____
transmitted to clerk of district court _____, 19____
[or] by surety (names) _____ Address _____
and _____ Address _____
who justified by affidavit _____, 19____ Committed to
on _____, 19____

Certified to be a correct transcript.

Made this 30th day of September, 19 68.

Transmitted to Clerk of United States District Court for the Northern
district of Oklahoma, September 30th 19 68

Benjamin B. Ballinger
United States Commissioner.